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Novartis Corporation

HAYDEE and GLENN AUERBACH,

Plaintiffs,

v.

NOVARTIS PHARMACEUTICALS
CORPORATION, NOVARTIS
CORPORATION, NOVARTIS
PHARMA STEIN AG; and OR
NOVARTIS AG; DOES 1 through 350,
inclusive,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

Docket No. BER-L-7283-08

(In Re Zelnorm® Litigation-Case No. 280)

CIVIL ACTION


**ORDER GRANTING
SUMMARY JUDGMENT AND
DISMISSING NOVARTIS
CORPORATION WITH PREJUDICE**

These matters having been opened to the Court upon the motion of Defendant Novartis Corporation, by and through its attorneys, Hughes Hubbard & Reed LLP, for entry of an Order granting summary judgment in Novartis Corporation's favor; and the Court having considered the papers submitted, and for good cause shown,

IT IS on this 17 day of APRIL, 2009,


ORDERED that Novartis Corporation's motion for summary judgment is granted and the complaint is hereby dismissed with prejudice as to Novartis Corporation only; it is further

ORDERED that a copy of this order be served on all parties within 5 days.



Honorable Jonathan N. Harris, J.S.C.

[] Opposed

[] Unopposed